



DFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 035924-0109

re patent application of

Hitoshi OTANI et al.

Confirmation No. 3584

Serial No. 10/612,404

Group Art Unit: 2622

Filed: July 3, 2003

Examiner: Brian P. Yenke

For: DEVICE AND METHOD OF MEASURING DATA FOR CALIBRATION,
PROGRAM FOR MEASURING DATA FOR CALIBRATION, PROGRAM RECORDING
MEDIUM READABLE WITH COMPUTER, AND IMAGE DATA PROCESSING
DEVICE

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated May 15, 2007, Applicants hereby elect Species/Embodiment 1, Figure 1, for prosecution in the subject application. Claims 1-5 and 10-21 are readable on the elected species. Applicants believe claims 1 and 10-21 are generic.

Claims 16-21 relate to an image data processing device for measuring data for calibration. The claimed devices are illustrated as part of the basic embodiments of Figures 1 and 14, and the claims are generic to the shape of the calibration chart.

Applicant, of course, reserves the right to file a divisional application covering the non-elected subject matter and/or to receive consideration of claims to additional species as provided by 37 CFR 1.141, upon allowance of any claim that is generic.

Receipt of the initial Office Action on the merits is awaited.

Respectfully submitted,

Date June 14, 2007

By 

FOLEY & LARDNER LLP

Customer Number: 22428

22428

Telephone: (202) 672-5400

Facsimile: (202) 672-5399

Richard L. Schwaab

Registration No. 25,479